

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

NINA PRIESTLEY,

Plaintiff,

v.

CAROLYN W. COLVIN, ACTING
COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Case No. 3:15-cv-070

Judge Thomas M. Rose
Magistrate Judge Michael J. Newman

ENTRY AND ORDER: (1) GRANTING THE JOINT MOTION FOR REMAND TO THE COMMISSIONER (DOC. 9); (2) VACATING THE PRIOR NON-DISABILITY FINDING; (3) REMANDING THIS CASE TO THE COMMISSIONER UNDER THE FOURTH SENTENCE OF 42 U.S.C. § 405(g) FOR PROCEEDINGS CONSISTENT WITH THIS ORDER; AND (4) TERMINATING THIS CASE ON THE COURT'S DOCKET

This Social Security disability benefits appeal is before the Court on the parties' Joint Motion For Remand (Doc. 9) pursuant to the fourth sentence of Section 205 of the Social Security Act, 42 U.S.C. § 405(g). The Court being fully advised, it is hereby **ORDERED** that:

- (1) The Joint Motion For Remand to the Commissioner (Doc. 9) is **GRANTED**;
- (2) The Commissioner's prior non-disability finding shall be **VACATED**;
- (3) This case shall be **REMANDED** to the Commissioner for further administrative proceedings pursuant to Sentence Four of Section 205 of the Social Security Act, 42 U.S.C. § 405(g), including developing the administrative record as necessary to determine whether Plaintiff is disabled within the meaning of the Social Security Act; and
- (4) This case is **TERMINATED** on this Court's docket.

DONE and **ORDERED** in Dayton, Ohio, this Thursday, August 20, 2015.

s/Thomas M. Rose

THOMAS M. ROSE
UNITED STATES DISTRICT JUDGE